

Examiner-Initiated Interview Summary

Application No.

09/868,283

Applicant(s)

KRUSE ET AL.

Examiner

William T. Leader

Art Unit

1742

All Participants:

(1) William T. Leader.

(2) damon Boyd.

Status of Application: _____

(3) _____

(4) _____

Date of Interview: 16 September 2002

Time: _____

Type of Interview:

☒ Telephonic

☐ Video Conference

☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

Proposed rejection of the claims under 35 U.S.C. 112 and the proposed rejection of product-by-process claim 25 under 35 U.S.C. 102/103..

Claims discussed:

1-28

Prior art documents discussed:

none

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: A restriction requirement between claims 1-25, 28 and claims 26-28 was discussed. Examiner Leader stated that if the language of claims 1-24 and 28 were clarified, nonelected claims 26 and 27 were canceled, and product-by-process claim 25 was canceled, the application would be in condition for allowance. It was suggested that applicant consider using the claim language of corresponding European patent EP 1 141 449 to clarify the working of the claims. A copy of this European patent was faxed to Mr. Boyd by Examiner Leader.